

In re Patent Application

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Filed: December 22, 1998

Examiner: Michael Pender

Protest under 37 CFR 1.291

**Exhibit H**

**Fax from Robert Beiser to Michael Smialek of a letter from Kevin Rhodes to Robert Beiser dated 2/25/2000.**

76-20760 v.130 FROM

# KIRKLAND & ELLIS

MATTRESSES INCLUDING PROFESSIONAL COSTUMEWORK

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Kevin H. Rhodes  
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February 25, 2000

VIA FACSIMILE  
& FIRST-CLASS U.S. MAIL

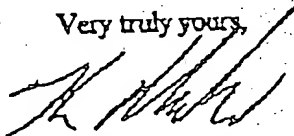
Robert S. Beiser, Esq.  
Michael Best & Friedrich  
77 West Wacker Drive  
Suite 4300  
Chicago, IL 60601-1635

Dear Mr. Beiser:

I write on behalf of Andersen Consulting LLP in response to Mike Smialek's letter, dated February 9, 2000, to L. Keith Stephens, Esq. I understand that you are representing Mr. Smialek in connection with the matter discussed in his February 9<sup>th</sup> letter.

We understand that our respective clients are involved in discussions aimed at resolving this matter. In addition, we are reviewing the assertions made in Mr. Smialek's letter, and we will respond to you in due course. Please direct future correspondence concerning this matter to my attention.

Very truly yours,



Kevin H. Rhodes

KHR/skp

cc: L. Keith Stephens, Esq. (via facsimile)  
Vicki St. John, Esq. (via facsimile)

London

Los AN

ANDERSEN CONSULTING'S  
RESPONSE TO THE LETTER I SENT  
ON 2/09/2000